IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 18TH JUNE 2007 / 28TH JYAISHTA 1929

Crl.Rev.Pet.No. 2416 of 2007()

CRA.174/2006 of ADDL. SESSIONS COURT, VADAKARA
CC.270/1998 of JUDL.MAGISTRATE OF FIRST CLASS, VADAKARA

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REVN. PETITIONER:

K.P.HUSSAIN S/O AMMED,
KIZHAKKE PARAMBATH HOUSE,
CHEMMARATHUR P.O.,
VADAKARA

BY ADV. SRI.PULIKKOOL ABUBACKER
SRI.ZUBAIR PULIKKOOL

RESPONDENTS:

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1. M.C.ANWAR S/O ABDURABIMAN HAJI,
MEETHALE CHENGOTTERI
PO THODANNUR, VATAKARA.

2. STATE OF KERALA, REP BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, EKM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN
SRI.MANSOOR.B.H.

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 18.6.2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Crl.R.P.No. 2416/2007

Dated this 18th day of June, 2007

O R D E R

In this revision, the petitioner who is the accused in C.C.No.270/1998 on the file of the J.F.C.M, Vadakara, challenges the conviction entered and the sentence passed against him for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881. The conviction passed by the trial Court has been confirmed in appeal.

2. Pending this revision, the revision petitioner as well as the first respondent have squared up the matter resulting in filing of Crl.M.A.6815/2007 under Section 147 of the Negotiable Instruments Act, 1881, to the effect that the offence has been compounded. Both the revision petitioner as well as the first respondent, complainant, as also their counsel, have signed the said joint petition. Accordingly, the composition is recorded and this will have the effect of acquittal within the meaning of Section 320(8) Cr.P.C.

3. The revision petitioner shall be released from prison forthwith, unless his continued detention is found necessary in connection with any other case.

This Crl.R.P is disposed of as above.

V.RAMKUMAR,
JUDGE

mrcs